

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.899 OF 2005

Rohan Ramchandra Mhatre.

.....Petitioner.

V/s

State of Maharashtra

.....Respondents.

Office Notes, Office) Court' or Judge' Orders
Memoranda of Coram, appearances,)
Court' orders or directions and)
Registrar' orders.)

Mr.V. Mishra i/by M/s.V. Mishra & Co. for
the Petitioner.

Mrs.P. H. Kantharia, APP for the State.

CORAM:V.G. PALSHIKAR

AND

V. C. DAGA, JJ.

15.6.2005.

PC:

By this petition the petitioner prays for transfer of investigation of FIR No.37/05 in Dombivli police station to CBI. The contention is that the respondent-police are claiming illness of the accused concerned and are not taking appropriate action and investigation. An affidavit has been filed by Dr.S.A. Jagtap from J. J. Hospital who has stated in the affidavit the ailment from which the patient suffers. In spite of this if the petitioner has any grievance, remedy is to file criminal complaint under section 200 of Criminal Procedure Code and other remedies for tortuous action are open to the petitioner. In view of the fact that such remedies are open

to the petitioner we see no reason to interfere. Hence petition is dismissed.

15.6.2005